

**Notice of Allowability**

Application No.

10/092,914

Applicant(s)

SAITO ET AL.

Examiner

Art Unit

Shafiqul Haq

1641

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 7/7/05.
2. ☒ The allowed claim(s) is/are 1-5.
3. ☒ The drawings filed on 08 March 2002 are accepted by the Examiner.
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☒ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  6. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |   |  |
|---|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)  | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)                      |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date _____ |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br>Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment                              |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material          | 8. <input type="checkbox"/> Examiner's Statement of Reasons for Allowance                        |
|   | 9. <input type="checkbox"/> Other _____  |

Shafiqul Haq  
Examiner  
Art Unit 1641

PA

### **Examiner's Amendment**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

2. Claim 1 has been amended as follows:

Claim 1, lines 9-10, "one reagent vessel" has been changed to --one of the reagent vessels--

Claim 1, line 12, after "a specimen", insert --to form a reaction mixture--

Claim 1, line 13, after "the reaction", insert --mixture--.

Claim 1, line 16, before "liquid reagent", insert --the--.

Claim 1, line 16, "one reagent vessel" has been changed to --one of the reagent vessels--

Claim 1, line 17, before "liquid reagent", insert --the--.

Claim 1, line 17, "one reagent vessel" has been changed to --one of the reagent vessels--

3. Claim 2 has been amended as follows:

Claim 2, line 3, "for" has been deleted.

Claim 2, line 6, before "liquid", insert --the--.

Claim 2, lines 8-9, "one reagent vessel" has been changed to --one of the reagent vessels--

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Claim 2, line 11, after "a specimen", insert --to form a reaction mixture--.

Claim 2, line 12, after "the reaction", insert --mixture--.

Claim 2, line 14, after "determining", replace "the" with --a--.

Claim 2, line 15, before "vessels", replace "reaction" with --reagent--.

Claim 2, line 17, after "reagent", insert --in the reagent vessels--.

Claim 2, line 18, "in the one reagent vessel" has been changed to --from the one of the reagent vessels,--

4. Claim 3 has been amended as follows:

Claim 3, line 3, "for" has been deleted.

Claim 3, lines 8-9, "one reagent vessel" has been changed to --one of the reagent vessels--

Claim 3, line 11, after "a specimen", insert --to form a reaction mixture--.

Claim 3, line 12, after "the reaction", insert --mixture--.

Claim 3, line 15, "one reagent vessel" has been changed to --one of the reagent vessels--

5. Claim 4 has been amended as follows:

Claim 4, line 3, "from a reagent vessel," has been deleted.

Claim 4, line 3, after "a liquid reagent", insert --, from one of a plural kind of liquid reagents to one of a plurality of reagent vessels,--.

Claim 4, line 10, after "reagent in", insert --one of--.

Claim 4, line 14, before "plural kinds", insert --the--.

6. Claim 5 has been amended as follows:

Claim 5, line 3, "from a reagent vessel to a reaction vessel" has been deleted.

Claim 5, line 4, before "liquid reagent from", insert --a--.

Claim 5, line 4, after "kinds of liquid reagent", insert --in one of a plurality of reagent vessels,--.

Claim 5, lines 6-7, "a specimen with the liquid reagent in the" has been changed with --the liquid reagent with the specimen in a--

Claim 5, line 11, before "reagent vessels", insert --one of the--.

7. Authorization for this examiner's amendment was given in a telephone interview with John R. Mattingly on July 21, 2005.

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Shafiqul Haq whose telephone number is 571-272-6103. The examiner can normally be reached on 7:30AM-4:00PM.

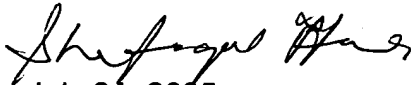
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Long V. Le can be reached on 571-272-0823. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

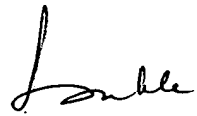
Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for

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published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

SHAFIQUL HAQ  
EXAMINER  
ART UNIT 1641

  
July 21, 2005

  
LONG V.LE  
SUPERVISORY PATENT EXAMINER  
ART UNIT 1641 07/22/05